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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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EXAMINER

ART UNIT PAPER

13

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 CFR 1.192(c)

The amendment after final rejection filed on April 7, 2003 has been entered.

Appellant's Brief is defective in 9. APPENDIX (COPY OF APPEALED

CLAIMS) page 31 because it is based upon claims which were not officially entered and no notice of such entry was sent to Appellant by a required Advisory Action in response to Amendment After Notice of Appeal. The Appeal Brief is therefore based upon the original claim numbering and not on the amended claim numbering contained in the amendment simultaneously sent with the Appeal Brief.

Informalities in the Appeal Brief to be corrected include the omission of independent claim 18 on page 5, line 1. Also, the cover page incorrectly lists #9 APPENDIX (COPY OF APPEALED CLAIMS) as starting on page 28 when the claims start on page 31.

Appellant is required to comply with provisions of 37 CFR 1.192(c).

To avoid dismissal of the appeal, Appellant must comply with the provisions of 37 CFR 1.192(c) within the longest of any of the following TIME PERIODS: (1) ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication; (2) within the time period for reply to the action from which appeal has been taken; or (3) within two months from the date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Steven R. Wasylchak whose telephone number is (703) 308-2848. The examiner can normally be reached on Monday-Thursday from 7:00 a.m. to 6:00 p.m. EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vincent Millin, can be reached at (703) 308-1065. The fax number for Art Unit 3624 is (703) 305-7687.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1113.

Steven Wasylchak

Paper #13

6/25/03



**HANI M. KAZIMI
PRIMARY EXAMINER**